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July 28, 2008

Via Electronic Mail Only

The Honorable Rosemary Rodriguez, Chair
U.S. Election Assistance Commission
1225 New York Avenue, N.W., Suite 1100
Washington DC 20005

Re: Proposed Guidelines on HAVA Section 254(a)(11): Materials Changes in the
Administration of State Plans


Dear Chair Rodriguez:

It is my understanding that the U.S. Election Assistance Commission is receiving public comment on its proposed guidelines on what constitutes a "material change" in the administration of a state plan. I appreciate the opportunity to provide comment on these proposed guidelines.

For the reasons stated in the letter submitted by the Kentucky State Board of Elections dated July 21, 2008, I believe that the proposed guidelines are outside of the authority granted to the U.S. Election Assistance Commission by the Help America Vote Act of 2002. As a result, I urge the Commissioners either to vote against the proposed guidelines or withdraw from consideration the proposed guidelines.

Thank you for the opportunity to comment on the U.S. Election Assistance Commission's proposed guidelines. If you have any questions concerning this comment, please contact me or have a staff member of the U.S. Election Assistance Commission contact Nikki Baines Trella at 410-269-2843.

Sincerely,


Linda H. Lamone
State Administrator

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